

House Engrossed

**FILED**  
**MICHELE REAGAN**  
**SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Fifty-second Legislature  
Second Regular Session  
2016

CHAPTER 245

# **HOUSE BILL 2653**

AN ACT

AMENDING SECTION 15-211, ARIZONA REVISED STATUTES; RELATING TO THE K-3  
READING PROGRAM.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 15-211, Arizona Revised Statutes, is amended to  
3 read:

4 15-211. K-3 reading program; receipt and use of monies;  
5 additional funding; program termination

6 A. ~~The state board of education, in collaboration with the department~~  
7 ~~of education,~~ shall ~~establish~~ ADMINISTER a K-3 reading program to improve  
8 the reading proficiency of pupils in kindergarten programs and grades one,  
9 two and three in the public schools of this state.

10 B. ~~On or before October 1, 2012,~~ Each school district and charter  
11 school shall submit to the ~~state board~~ DEPARTMENT of education a plan for  
12 improving the reading proficiency of its pupils in kindergarten programs and  
13 grades one, two and three. The plan shall include baseline data on the  
14 reading proficiency of its pupils in kindergarten programs and grades one,  
15 two and three and a budget for spending monies from both the K-3 support  
16 level weight and the K-3 reading support level weight established in section  
17 15-943. ~~Beginning in fiscal year 2013-2014 and each fiscal year thereafter,~~  
18 Each school district and charter school shall ANNUALLY submit to the ~~state~~  
19 ~~board~~ DEPARTMENT of education on or before October 1 an updated K-3 reading  
20 program plan that includes data on program expenditures and results, EXCEPT  
21 THAT BEGINNING IN FISCAL YEAR 2016-2017, A SCHOOL DISTRICT OR CHARTER SCHOOL  
22 THAT IS ASSIGNED A LETTER GRADE OF A OR B PURSUANT TO SECTION 15-241 SHALL  
23 SUBMIT THIS PLAN ONLY IN ODD-NUMBERED YEARS.

24 C. School districts and charter schools shall use monies generated by  
25 the K-3 reading support level weight established in section 15-943 only on  
26 reading programs for pupils in kindergarten programs and grades one, two and  
27 three with particular emphasis on pupils in kindergarten programs and grades  
28 one and two.

29 D. Each school district and charter school that is assigned a letter  
30 grade of C, D or F pursuant to section 15-241, subsection H or that has more  
31 than ten ~~per cent~~ PERCENT of its pupils in grade three reading far below the  
32 third grade level according to the reading portion of the Arizona instrument  
33 to measure standards test, or a successor test, shall receive monies  
34 generated by the K-3 reading support level weight established in section  
35 15-943 only after the K-3 reading program plan of the school district or  
36 charter school has been REVIEWED AND RECOMMENDED FOR APPROVAL BY THE  
37 DEPARTMENT OF EDUCATION AND approved by the state board of education.

38 E. Pupils in a charter school that is in its first year of operation  
39 and that is sponsored by the state board of education, the state board for  
40 charter schools, a university under the jurisdiction of the Arizona board of  
41 regents, a community college district or a group of community college  
42 districts are eligible for the K-3 reading support level weight.

43 F. The department of education shall solicit gifts, grants and  
44 donations from any lawful public or private source in order to provide  
45 additional funding for the K-3 reading program.

1 G. THE STATE BOARD OF EDUCATION MAY ESTABLISH RULES AND POLICIES FOR  
2 THE K-3 READING PROGRAM, INCLUDING:

3 1. THE PROPER USE OF MONIES IN ACCORDANCE WITH SUBSECTION C OF THIS  
4 SECTION.

5 2. THE DISTRIBUTION OF MONIES BY THE DEPARTMENT OF EDUCATION IN  
6 ACCORDANCE WITH SUBSECTION B OF THIS SECTION.

7 3. THE COMPLIANCE OF READING PROFICIENCY PLANS SUBMITTED PURSUANT TO  
8 SUBSECTION B OF THIS SECTION WITH SECTION 15-704.

9 ~~G.~~ H. The program established by this section ends on July 1, 2022  
10 pursuant to section 41-3102.

11 Sec. 2. Emergency

12 This act is an emergency measure that is necessary to preserve the  
13 public peace, health or safety and is operative immediately as provided by  
14 law.

APPROVED BY THE GOVERNOR MAY 12, 2016.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 12, 2016.

Passed the House March 2, 20 16

by the following vote: 59 Ayes,

0 Nays, 1 Not Voting

w/ emergency  
DS 91

Speaker of the House

☐ Pro Tempore

Jim Drule  
Chief Clerk of the House

Passed the Senate May 7, 20 16

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

153 yeas  
with Emergency

President of the Senate

Susan Adams  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

9th day of May, 20 16

at 9:54 o'clock A. M.

Trista Lyman  
Secretary to the Governor

Approved this 12th day of

May

at 9:28 o'clock A. M.

Jonathan J. Foy  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 13 day of May, 20 16

at 8:38 o'clock A. M.

Michelle Reagan  
Secretary of State

H.B. 2653